Statement, by castes, of Appointments on Rs. 50 and above made in the Medical Department during 1100-1101.

228. **MR. TARIATU KUNJITOMMAN** (*Muvattupuzha* cum *Todupuzha*): Will the Government be pleased to state the number of Brahmins, Nairs, Catholic Christians, other Christians, Ezhavas, Mahomedans and members of other castes, appointed in the Medical Department to posts carrying a salary of Rs. 50 and above per mensem, during the two years ending the 31st Mithunam 1101?

MR. K. GEORGE (*Chief Secretary to Government*):

Brahmins	...	1
Nairs	...	3
Catholic Christians	...	Nil.
Other Christians	...	8
Ezhavas	...	1
Mahomedans	...	Nil.
Members of other castes		Nil.

Issue of Shooting Licenses during 1100-1101.

229. **MR. C. P. TARAKAN** (*Kunnatnad*): Will the Government be pleased to lay on the table a statement showing the names of persons who applied for shooting licenses during the years 1100 and 1101 and also the names of those among them to whom licenses were granted?

MR. K. GEORGE (*Chief Secretary to Government*): Two statements * containing the information required by the member are laid on the table.

Appointments in the Judicial Department.

230. **MR. K. I. JOSEPH** (*Minachil* cum *Devicolam*): Will the Government be pleased to state:

(*a*) whether the appointment of officers in the Judicial Department, such as District Judges, Second Judges, Munsiffs, Magistrates, Sirkar Vakils, Law College Professors, etc., is at present based on any definite rules or principles, and, if so, what those rules and principles are;

(*b*) whether the Government or the High Court recognise the principle of communal representation in this matter, and, if so, the names of the communities that have been so recognised by the Government or the High Court;

(*c*) the principles on which such a classification has been made;

(*d*) whether the Roman Catholics, Jacobites, Protestants and Reformed Syrians are considered separate communities in this matter, and, if not, the reasons why they are not so considered;

(*e*) whether the Government or the High Court are following any definite principle regarding the proportion of appointments as Judges, Munsiffs and Magistrates from the clerical staff and from among the practising vakils;

* *Vide* Appendices VI A and VI B—pages 860 and 861.

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[Mr. K. I. Joseph.]

(*f*) the method by which the efficiency of candidates for appointments from among the vakils is at present determined ; and

(*g*) whether seniority alone at the Bar is considered as the criterion to judge one's efficiency ?

MR. K. GEORGE (*Chief Secretary to Government*): (*a*) No other rules are laid down except those contained in the Public Service Notification. The principle underlying the various appointments is efficiency.

(*b*) Communal representation is also taken into consideration in so far as it does not impair efficiency. According to the High Court, such communities are :—

(1) Brahmin.
(2) Nair.
(3) Christian.
(4) Other Hindus.

Other minority communities are also taken into consideration.

(*c*) The principle is communal representation without sacrifice of administrative efficiency.

(*d*) They are all considered as one community and not as separate communities, as the High Court are of opinion, that, as at present advised, separate representation is not feasible; but the claims of the sub-classes are duly considered.

(*e*) So far as the appointment of Munsiffs is concerned, qualified employés in the Judicial Department are promoted, and recruitment is made from the Bar alternately as far as possible. As regards the recruitment of Magistrates, selection is made mainly from the qualified employés in the Secretariat, the Account Office, the Land Revenue and other Departments. Magistrates are rarely recruited from the Bar.

(*f*) From their standing and efficiency at the Bar.

(*g*) No.

MR. K. I. JOSEPH (*Minachil* cum *Devicolam*) : Regarding answer to part (*c*) of the question, I wish to know on what principle the classification is made?

MR. K. GEORGE (*Chief Secretary to Government*): The classification is given in part (*b*) and not in part (*c*).

MR. K. I. JOSEPH (*Minachil* cum *Devicolam*): Part (*c*) deals with the principle on which the classification has been made.

MR. K. GEORGE (*Chief Secretary to Government*): The principle adopted is communal representation.

MR. K. I. JOSEPH (*Minachil* cum *Devicolam*): I am asking on what principle is this classification made?

MR. K. GEORGE (*Chief Secretary to Government*): The principle is stated in the answer to part (*b*).

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MR. K. I. JOSEPH (*Minachil* cum *Devicolam*) : I wish to know the principle by which this classification is effected; is it by consideration of caste, creed or any such thing?

MR. K. GEORGE (*Chief Secretary to Government*): This classification is adopted for a long time past by the High Court. The principle rests with the High Court and therefore I cannot say anything definite.

MR. K. I. JOSEPH (*Minachil* cum *Devicolam*) : Am I to understand that the information is not available at present?

MR. K. GEORGE (*Chief Secretary to Government*): No, not at present.

Sale of Liquor Shops during 1100 and 1101.

*231. **MR. K. I. JOSEPH** (*Minachil* cum *Devicolam*): Will the Government be pleased to state:

(*a*) the number of toddy and arrack shops in the State that have been sold in auction in 1101 and also at the previous sale;

(*b*) the number of shops that have been given to contractors by means of private negotiation in 1101 and also on the previous occasion;

(*c*) the total amount of revenue received by the Government under each of these items in 1100 and the amounts that are estimated to be realised in 1102;

(*d*) the number of arrack and toddy shops in the Minachil taluk in 1101 and the number the Government propose to have for the year 1102;

(*e*) whether the Excise Commissioner has received representations from the people of Minachil asking for the abolition of certain shops and for the change of the locality of a few others;

(*f*) whether the Excise Commissioner has taken any action in the matter, and, if not, what action he proposes to take;

(*g*) the number of shops in Minachil for which bidders were not forthcoming at the time of the public auction in 1101 and the reasons, if any, for the same;

(*h*) the number of shops that have been subsequently given over to contractors on private negotiation;

(*i*) whether the subordinate officers of the Excise Department were trying their best to influence persons to come forward to conduct those shops for which there were no bidders at the time of public auction; and

(*j*) whether such sort of propaganda work to get shop contractors forms part of the legitimate duties of such officers?

MR. T. P. RAMASUBBA AIYAR (*Secretary to Government*): (*a*) and (*b*) In 1101, 438 arrack shops and 1,188 toddy shops were sold in auction and 117 arrack shops and 66 toddy shops were sold by private negotiation. Information regarding the number of shops so sold on the previous occasion is not available at present.

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